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9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

Case No. 2:17-mj-1207-NJK

12 Plaintiff,

**STIPULATION TO CONTINUE  
PRELIMINARY HEARING**  
(Eighth Request)

13 v.

14 DEREK CRAIG-BEENY,

15 Defendant.  
16

17 IT IS HEREBY STIPULATED AND AGREED, by and between Dayle Elieson,  
18 United States Attorney, and Christopher Burton, Assistant United States Attorney, counsel  
19 for the United States of America, and Rene L. Valladares, Federal Public Defender, and  
20 Rebecca A. Levy, Assistant Federal Public Defender, counsel for Derek Craig-Beeny, that the  
21 Preliminary Hearing currently scheduled on Nov. 8, 2018, at 4:00 p.m. be vacated and  
22 continued to a date and time convenient to the Court, but no sooner than twenty (20) days.

23 This Stipulation is entered into for the following reasons:

- 24 1. The Government has provided a plea agreement to the defendant; additional time  
is needed to finalize the entry of the plea.
- 25 2. The defendant is in custody and agrees with the need for the continuance.

1           3. The parties agree to the continuance.

2           4. Additionally, denial of this request for continuance could result in a miscarriage  
3 of justice.

4           5. The additional time requested herein is not sought for purposes of delay, but to  
5 allow undersigned counsel and the defendant time to receive and review the discovery prior to  
6 a preliminary hearing.

7           6. The additional time requested by this stipulation, is allowed, with the  
8 defendant's consent under the Federal Rules of Procedure 5.1 (d).

9           This is the eighth request for a continuance of the preliminary hearing.

10          DATED this 5th day of November, 2018.

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12          RENE L. VALLADARES  
13          Federal Public Defender

14          */s/ Rebecca A. Levy*  
15          By \_\_\_\_\_  
16          REBECCA A. LEVY  
17          Assistant Federal Public Defender

DAYLE ELIESON  
United States Attorney

*/s/ Christopher Burton*  
By \_\_\_\_\_  
CHRISTOPHER BURTON  
Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
DEREK CRAIG-BEENY,  
Defendant.

Case No. 2:17-mj-1207-NJK

## **ORDER**

DEREK CRAIG-BEENY,  
Defendant.

IT IS THEREFORE ORDERED that the preliminary hearing currently scheduled for Thursday, November 8, 2018 at 4:00 p.m., be vacated and continued to December 3, 2018, at 4:00 p.m., in Courtroom 3C.

DATED this 5<sup>th</sup> of November, 2018.

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UNITED STATES MAGISTRATE JUDGE